

Anticipated Classification  
of this Application:  
Class X Subclass \_\_\_\_\_

Prior Application:  
Examiner C. Tate  
Group Art Unit 1654

Attorney's  
Docket  
No. 49034-AA-PCT-US/JPW/AJM/MVM

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: Patent Application

August 22, 2003



S I R:

This is a request for filing a X CONTINUATION  
\_\_\_\_\_ DIVISIONAL \_\_\_\_\_ CONTINUATION-IN-PART of application under  
X 37 C.F.R. §1.53(b) \_\_\_\_\_ 37 C.F.R. §1.53(d), of pending prior International  
Application No. 09/518,805 filed on March 3, 2000 of

Ira Tabas, Scott L. Schissel and Kevin Jon Williams for  
Inventor(s)

METHOD FOR TREATING A SUBJECT SUFFERING FROM  
CONDITIONS ASSOCIATED WITH AN EXTRACELLULAR ZINC SPHINGOMYELINASE

Title of Invention

1. X Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
2. \_\_\_\_\_ A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27  
\_\_\_\_\_ is enclosed.  
\_\_\_\_\_ was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).
3. X The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	RATE					FEE			
	NUMBER FILED		NUMBER EXTRA*		SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY
Total Claims	7 - 20	=	0	X	\$9.00	\$18.00	=	\$0.00	\$0.00
Independent Claims	7 - 3	=	4	X	\$42.00	\$84.00	=	\$0.00	\$176.00
Multiple Dependent Claims Presented: _____ Yes <u>X</u> No					\$140.00	\$280.00		\$0.00	\$0.00
					BASIC FEE			\$375.00	\$750.00
*If the difference in Co. 1 is less than zero, enter "0" in Col.2					TOTAL FEE			\$0.00	\$926.00

John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivun (Reg. No. 25,385); Jay H. Maroli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Albert Wai-Kit Chan (Reg. No. 36,479); Robert T. Maldonado (Reg. 38,232); Paul Teng (40,837); George M. MacDonald (Reg. No. 39,284); Richard F. Jaworski (Reg. No. 33,515); Elizabeth M. Wieckowski (Reg. No. 42,226); Pedro C. Fernandez (Reg. No. 41,741); and Gary J. Gersnik (Reg. No. 39,992).

Cont/Div.

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- (a)   X   The power appears in the original papers  
in the prior application (signed copy enclosed).
- (b)        Since the power does not appear in the original  
papers, a copy of the power in the prior  
application is enclosed.
- (c)   X   Address all future communications to:  
(May only be completed by applicant, or attorney  
or agent of record.)

John P. White, Esq.

Cooper & Dunham, LLP

1185 Avenue of the Americas - 23<sup>rd</sup> Floor

New York, NY 10036

15.   X   Also enclosed One extra set of formal drawings and an  
Express Mail Certificate of Mailing No.  
EV 096 594 847 US, dated August 22, 2003.

16.   X   I hereby verify that the attached papers are a true copy of prior application  
Serial No. 09/518,805 as originally filed on March 3, 2000.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

August 22, 2003

Date

Signature

Alan J. Morrison  
Reg. No. 37,399

       INVENTOR(S)

       ASSIGNEE OF COMPLETE INTEREST

       ATTORNEY OR AGENT OF RECORD

  X   FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Ira Tabas et al.  
Serial No. : Not Yet Known  
Filing Date : Herewith  
For : METHOD FOR TREATING A SUBJECT SUFFERING FROM  
CONDITIONS ASSOCIATED WITH AN EXTRACELLULAR  
ZINC SPHINGOMYELINASE

1185 Avenue of the Americas  
New York, New York 10036  
August 22, 2003

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SIR:

**EXPRESS MAIL CERTIFICATE OF MAILING**  
**FOR ABOVE-IDENTIFIED APPLICATION**

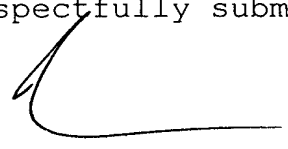
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Date of Deposit: August 22, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Mail Stop: Patent Application.

  
Printed Name: Samuel Khach

Respectfully submitted,

  
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